

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lyndon Y. Ong
Serial No. 09/742,683
Filed: 12/19/2000
Attorney Docket No. 7000-715/13317SSUS01U
For: **DISTRIBUTED NETWORK ADDRESS TRANSLATION CONTROL**

Examiner: David R. Lazaro
Art Unit: 2155

Attn: Office of Petitions
Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

**REMARKS TO ACCOMPANY PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

These remarks supplement the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) filed herewith.

Applicant notes that the file wrapper of the subject application as obtained from PAIR indicates that on August 15, 2005, Applicant's then-representative, Lindsay G. McGuinness, Reg. No. 38,549, filed a Request for Continued Examination in the subject application. The file wrapper further indicates that on the same date, August 15, 2005, two papers that appear to be completely unrelated to the subject application were entered into the file wrapper of the subject application. In particular, an Amendment After Final (hereinafter "the AAF") relating to Application Serial No. 09/844,786 (hereinafter "the '786 application"), which was submitted via facsimile, was entered into the subject application, despite the fact that the facsimile cover sheet and the AAF identified the '786 application and not the subject application. The cover sheet of the facsimile indicates that the AAF was faxed by Philips Electronics North America Corporation (hereinafter "Philips Electronics"). Along with the AAF, the facsimile transmission from Philips Electronics included a Power of Attorney requesting that practitioners associated with Customer Number 24738 be appointed to prosecute the '786 application, and that subsequent correspondence relating to the '786 application be mailed to the address associated with Customer Number 24738.

It appears that based on the Patent Office's inadvertent entry of Philips Electronics's Power of Attorney into the wrong application file, subsequent correspondence was mailed to

Philips Electronics rather than to Applicant. Thus, on October 28, 2005, a Non-Final Rejection relating to the subject application was mailed to Philips Electronics, presumably the entity associated with Customer Number 24738. Applicant has no record of ever receiving such Non-Final Rejection. Philips Electronics apparently did not respond to the Non-Final Rejection and a Notice of Abandonment in the subject application ultimately was mailed to Philips Electronics on September 7, 2006. Applicant has no record of ever receiving such Notice of Abandonment.

Respectfully submitted,

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Attorney Docket: 7000-715